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19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 JAHIR ALBERTO ROJAS,

Case No. 3:07-CV-04662-MMC

23 Plaintiff,

24 v.
25 **JOINT STIPULATED REQUEST
FOR AN ORDER AND
PROPOSED ORDER STAYING
ALL FURTHER PROCEEDINGS
PENDING SETTLEMENT
AND DIRECTIONS TO PARTIES**
26 R. LOZA, Correctional Officer; R. SINGH,
Correctional Officer; D. SANDOVAL,
Correctional Officer,

27 Defendants.

28 Ctrm: 7, 19th Floor
The Honorable Maxine M. Chesney

1 WHEREAS, the Parties reached an agreement in principle settling their dispute on June 3,
2 2011 and are presently drafting a settlement agreement; and

3 WHEREAS, the Parties wish to avoid the expense of continued litigation while pursuing
4 final settlement;

5 WHEREAS, the parties expect to finalize and close a final settlement agreement
6 promptly, however, in view of expected logistical, procedural, and budgetary constraints of the
7 State of California, a settling party in this action, the Parties project that it may take up to 180
8 days to complete the formal settlement in this matter.

9 WHEREAS, the parties agree that nothing in this stipulation shall preclude either Party
10 from renewing the instant case should the other Party fail to perform its obligations under either
11 the Agreement in Principle or the final settlement agreement.

12 IT IS HEREBY STIPULATED by and among the Parties that Parties hereby jointly
13 request that the Court enter an order staying all proceedings in this matter until the earlier of
14 December 1 , 2011, the Parties fulfillment of their obligations under the final settlement
15 agreement, or such other date as the Court deems appropriate. Upon the Parties' successful
16 completion of the Final Settlement Agreement, the Parties shall file a joint stipulation dismissing
17 the instant action with the Court.

1 Dated: June 6, 2011

KARL J. KRAMER
MATTHEW S. CHEN
EMILY H. SHEFFIELD
PETER H. DAY
MORRISON & FOERSTER LLP

8 Dated: June 6, 2011

KAMALA D. HARRIS
Attorney General of California
MICHAEL W. JORGENSON
Supervising Deputy Attorney General
D. ROBERT DUNCAN
Deputy Attorney General
EMILY L. BRINKMAN
Deputy Attorney General

23 Dated: June 6, 2011

By: /s/ Peter H. Day
PETER H. DAY

13
14 Attorneys for Defendants
15 LOZA, SINGH, AND SANDOVAL

17 GENERAL ORDER 45 ATTESTATION

18 I, Peter H. Day, am the ECF User whose ID and password are being used to file this
19 JOINT STIPULATED REQUEST FOR AN ORDER AND [PROPOSED] ORDER STAYING
20 ALL FURTHER PROCEEDINGS PENDING SETTLEMENT. In compliance with General
21 Order 45, X.B., I hereby attest that EMILY L. BRINKMAN has concurred in this filing.

23 Dated: June 6, 2011

By: /s/ Peter H. Day
PETER H. DAY

1 PURSUANT TO STIPULATION, IT IS SO ORDERED. Specifically, the above-titled action is
2 hereby STAYED until further court order. All pretrial deadlines and dates, as well as the
3 October 31, 2011 trial date, are VACATED. The parties are DIRECTED to file a Joint Status
Report no later than December 2, 2011.

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5 Dated: June 8, 2011

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7 Honorable Maxine M. Chesney
United States District Court Judge

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